IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

FRIDAY, THE 17TH AUGUST 2007 / 26TH SRAVANA 1929

WP(C).No. 25029 of 2007(D)

PETITIONERS:

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1. K. APPUKUTTAN,
   PROPRIETOR, A.K. GLASS HOUSE, S.P.- XVI/489,
   SREEKARIYAM P.O., TRIVANDRUM, RESIDING AT
   UTHRADAM HOUSE, ULLOOR, MEDICAL COLLEGE P.O.,
   TRIVANDRUM.

2. SREEKUMARI, W/O. APPUKUTTAN,
   UTHRADAM HOUSE, ULLOOR, MEDICAL COLLEGE P.O.,
   TRIVANDRUM.

BY ADV. SRI.D.AJITHKUMAR
SRI.TPRADEEP

RESPONDENTS:

KERALA STATE CO-OPERATIVE BANK LTD.,
THIRUVANANTHAPURAM, REPRESENTED BY ITS
MANAGING DIRECTOR.

BY ADV. SRI.NAGARAJ NARAYANAN,SC,K.S.CO-OP BANK

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 17/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.M.JOSEPH, J.

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WP.(C) No. 25029 of 2007

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Dated this the 17th day of August, 2007

JUDGMENT

Learned counsel for the petitioners submits that the petitioners may be given fifteen instalments to pay the amount remaining to be paid.

2. I heard learned counsel for the respondent Bank also.

The writ petition is disposed of as follows:

Recovery steps against the petitioners shall be kept in abeyance on condition that the petitioners pay a sum of Rs.25,000/- within ten days from today and remits the balance amount with interest in ten equal monthly instalments. The respondent Bank will serve a statement on the petitioners showing the amount remaining to be paid after the petitioners pay Rs.25,000/- and the amount to be paid as instalment in terms of this judgment. If the petitioners commit default in paying Rs.25,000/- within ten days from today or in remiting any of the instalments, the petitioners will lose the benefit of this judgment and it will be open to the respondent Bank to proceed against the petitioners in accordance with law.

(K.M. JOSEPH, JUDGE)

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